

THE HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

A THINKING APE, INC., a Delaware corporation,

Plaintiff,

v.

LODSYS GROUP, LLC, a Texas limited liability
company,

Defendant.

CASE NO.: 2:12-cv-00883 RAJ

**STIPULATION FOR DISMISSAL
WITH PREJUDICE**

All claims and counterclaims asserted in this action by and between Plaintiff A Thinking Ape, Inc. and Defendant Lodsys Group, LLC have been settled. Accordingly, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiff A Thinking Ape, Inc. and Defendant Lodsys Group, LLC hereby request dismissal of all claims between them in this action with prejudice and with each party to bear its own costs, expenses, and attorneys' fees.

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), this notice of dismissal is being filed before Defendant Lodsys Group, LLC has served an answer or a motion for summary judgment.

Respectfully submitted,

Dated: September 12, 2012

s/ Inessa Baram-Blackwell

Inessa Baram-Blackwell, WSBA #39904

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Attorneys for Plaintiff *A THINKING APE, INC.*

Dated: September 12, 2012

s/ Christopher M. Huck

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Attorney for Defendant *LODSYS GROUP, LLC*

CERTIFICATE OF SERVICE

I hereby certify that on September 12, 2012, I filed the foregoing with the Clerk of the Court using the CM/ECF system, and served all parties via ECF.

Dated: September 12, 2012

s/ Inessa Baram-Blackwell
Inessa Baram-Blackwell, WSBA #39904

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**[PROPOSED] ORDER GRANTING
DISMISSAL WITH PREJUDICE**

In consideration of Plaintiff A Thinking Ape, Inc.'s notice of voluntary dismissal of all claims between Plaintiff A Thinking Ape, Inc. and Defendant Lodsys Group, LLC, it is ORDERED that all claims and counterclaims asserted in this suit between Plaintiff A Thinking Ape, Inc. and Defendant Lodsys Group, LLC are hereby dismissed with prejudice.

It is further ORDERED that all attorneys' fees, expenses, and costs are to be borne by the party that incurred them.

Dated this ____ day of _____, 2012.

**HONORABLE RICHARD A. JONES
UNITED STATES DISTRICT JUDGE**

1 Presented by:

2 s/ Inessa Baram-Blackwell

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